

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND**

MARK F. MEDEIROS,
Plaintiff

v.

BANK OF AMERICA AKA FIA CARD
SERVICES, N.A.,
Defendant

C.A. No. 09-107-S-LDA

**RESPONSE TO PLAINTIFF’S MOTION TO EXTEND DISCOVERY TIME FOR AN
ADDITIONAL 60 DAYS**

Defendant, FIA Card Services, N.A. (“FIA”) hereby files this response to Plaintiff’s Motion to Extend Discovery Time for an Additional 60 Days. While FIA does not object to Plaintiff’s request to extend discovery for an additional sixty (60) days, any such discovery should be limited to appropriate discovery under the Federal Rules for Civil Procedure. Plaintiff’s memorandum, *inter alia*, seeks addition time to depose counsel for FIA, Steven E. Snow and Lauren F. Verni. FIA’s counsel’s knowledge and information concerning this litigation has been obtained solely through their client, FIA. Since all of counsel’s communications are privileged, these depositions are clearly inappropriate. Any granting of additional time, therefore, should be conditioned on Plaintiff limiting depositions to appropriate witnesses with non-privileged knowledge of facts relevant to any claim or defense in this case.

FIA CARD SERVICES, N.A.

By Its Attorneys,

PARTRIDGE SNOW & HAHN LLP

/s/ Steven E. Snow

Steven E. Snow (#1774)

Lauren F. Verni (#6831)

180 South Main Street

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(401) 861-8200

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DATED: December 17, 2009

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing RESPONSE TO PLAINTIFF'S MOTION TO EXTEND DISCOVERY TIME FOR AN ADDITIONAL 60 DAYS was filed with the Clerk of the United States District Court for the District of Rhode Island this 17th day of December, 2009 and is available for viewing and downloading to ECF registered counsel of record and was sent by mailed, postage prepaid to the following:

Mark F. Medeiros

464 Eaton Street

Providence, RI 02908

/s/ Steven E. Snow